IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

LAND ACQUISITION REFERENCE NO. 5 OF 1997

IN

LAQ - SR - 202

WITH

LAND ACQUISITION REFERENCE NO. 7 OF 1998

IN

LAQ - SR - 202

The Special Land Acqn. Officer
No. 4. Tahsil Andheri

And.

Arunkumar Mahasingh .. Claimants.

Ms. S.M. Dandekar for SLAO.
Shri A.L.Sinngh for claimants 1 to 5.
Mr. C.M. Korde with M.V. Chandran i/by
Y. Chaudhari for Claimants 6 to 16.

CORAM : S.U. KAMDAR,J.
DATE : 23rd FEBRUARY, 2005.

P.C.

1. The present land acquisition reference is in respect of apportionment of the development rights

conferred pursuant to the award passed under the Land Acquisition Reference. In the present case, the compensation has been granted in terms of the right to develop the said properties. There has been a dispute in respect of apportionment of the development rights between claimants 1 to 5 and 6 to 16. The claimants 1 to 5 and 6 to 16 have settled their dispute inter se and filed consent terms dated 3.2.2005. The said consent terms dated 3.2.2005 is taken on record and marked "X" for identification. Land Acquisition Reference No. 5 of 1997 is disposed of in terms of the consent terms signed by claimant nos. 1 to 5 and 6 to 16. In so far as this Reference is concerned, the State Government's rights are not affected.

2. In so far as Land Acquisition Reference NO. 7 is concerned, in view of the consent terms filed in Reference No. 5 of 1997, the said Reference is also disposed of in terms of the minutes of the order signed by the parties and tendered in this Court. Minutes of the order is taken on record and marked "X-1" for identification. The Land Acquisition Reference No. 7 of 1998 is disposed of accordingly. No order as to costs.

3. All the signatories to the consent terms and the minutes of order are present in Court. In the course of the proceedings, original documents are

tendered by the parties. The parties are at liberty to withdraw the said original documents by furnishing xerox copies of the original documents.